



General Assembly

January Session, 2003

Committee Bill No. 366

LCO No. 3107

Referred to Committee on Judiciary

Introduced by:
(JUD)

**AN ACT CONCERNING ALTERNATIVE DISPUTE RESOLUTION
PROCEDURES AND COMPLAINANT REPRESENTATION BEFORE
THE COMMISSION ON HUMAN RIGHTS AND OPPORTUNITIES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (f) of section 46a-83b of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2003*):

4 (f) The commission [shall] may adopt regulations, in accordance
5 with chapter 54, to implement this section and to establish procedures
6 and standards for alternate dispute resolution.

7 Sec. 2. Subsection (d) of section 46a-84 of the general statutes is
8 repealed and the following is substituted in lieu thereof (*Effective*
9 *October 1, 2003*):

10 (d) The case in support of the complaint shall be presented at the
11 hearing by the Attorney General, who shall be counsel for the
12 commission, or by the commission counsel as provided in section 46a-
13 55, as the case may be. If the Attorney General or the commission
14 counsel determines that a material mistake of law or fact has been

15 made in the finding of reasonable cause, he may withdraw the
 16 certification of the complaint and remand the file to the investigator for
 17 further action. The complainant may be represented by an attorney of
 18 his own choice. If the Attorney General or the commission counsel, as
 19 the case may be, determines that the interests of the state will not be
 20 adversely affected, [he may allow] the attorney for the complainant
 21 [to] shall present all or part of the case in support of the complaint. No
 22 commissioner may participate in the deliberations of the presiding
 23 officer in the case.

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>
Sec. 2	<i>October 1, 2003</i>

Statement of Purpose:

To eliminate the requirement that the Commission on Human Rights and Opportunities adopt regulations to establish procedures and standards for alternative dispute resolution in connection with discriminatory employment practice complaints and to provide that the attorney for the complainant shall present all or part of the case in support of the complaint at a hearing before a presiding officer of the commission if the Attorney General or commission counsel determines that the interests of the state will not be adversely affected.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. COLEMAN, 2nd Dist.

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